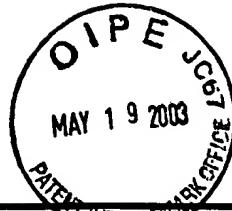


BAKER BOTTS LLP



# FEES TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 860)

## Complete if Known

|                      |                            |
|----------------------|----------------------------|
| Application Number   | 09/594,905                 |
| Filing Date          | 06/15/2000                 |
| First Named Inventor | Cabeo                      |
| Examiner Name        | Padgett, M.                |
| Art Unit             | 1762                       |
| Attorney Docket No.  | A33169-PCT-USA 070255.0590 |

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

Deposit Account:

Deposit Account Number  
Deposit Account Name

02-4377

Baker Botts LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments

Charge any additional fee(s) due by reason of this submission

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity        | Small Entity  | Fee Description        | Fee Paid |
|---------------------|---------------|------------------------|----------|
| Fee Code (\$)       | Fee Code (\$) |                        |          |
| 1001 750            | 2001 375      | Utility filing fee     |          |
| 1002 330            | 2002 165      | Design filing fee      |          |
| 1003 520            | 2003 260      | Plant filing fee       |          |
| 1004 750            | 2004 375      | Reissue filing fee     |          |
| 1005 160            | 2005 80       | Provisional filing fee |          |
| <b>SUBTOTAL (1)</b> |               | <b>(\$ 0)</b>          |          |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Independent Claims | - 20 = 0     | X 0 = 0        |          |
| Multiple Dependent | - 3 0        | X 0 = 0        |          |

| Large Entity        | Small Entity  | Fee Description                                            |
|---------------------|---------------|------------------------------------------------------------|
| Fee Code (\$)       | Fee Code (\$) |                                                            |
| 1202 18             | 2202 9        | Claims in excess of 20                                     |
| 1201 84             | 2201 42       | Independent claims in excess of 3                          |
| 1203 280            | 2203 140      | Multiple dependent claim, if not paid                      |
| 1204 84             | 2204 42       | ** Reissue independent claims over original patent         |
| 1205 18             | 2205 9        | ** Reissue claims in excess of 20 and over original patent |
| <b>SUBTOTAL (2)</b> |               | <b>(\$ 0)</b>                                              |

\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description                                                            | Fee Paid |
|---------------|---------------|----------------------------------------------------------------------------|----------|
| 1051 130      | 2051 65       | Surcharge - late filing fee or oath                                        |          |
| 1052 50       | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130      | 1053 130      | Non-English specification                                                  |          |
| 1612 2,520    | 1612 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804 920*     | 1804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*   | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 110      | 2251 55       | Extension for reply within first month                                     | 110      |
| 1252 410      | 2252 205      | Extension for reply within second month                                    |          |
| 1253 930      | 2253 465      | Extension for reply within third month                                     |          |
| 1254 1,450    | 2254 725      | Extension for reply within fourth month                                    |          |
| 1255 1,970    | 2255 985      | Extension for reply within fifth month                                     |          |
| 1401 320      | 2401 160      | Notice of Appeal                                                           |          |
| 1402 320      | 2402 160      | Filing a brief in support of an appeal                                     |          |
| 1403 280      | 2403 140      | Request for oral hearing                                                   |          |
| 1451 1,510    | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110      | 2452 55       | Petition to revive - unavoidable                                           |          |
| 1453 1,300    | 2453 650      | Petition to revive - unintentional                                         |          |
| 1501 1,300    | 2501 650      | Utility issue fee (or reissue)                                             |          |
| 1502 470      | 2502 235      | Design issue fee                                                           |          |
| 1503 630      | 2503 315      | Plant issue fee                                                            |          |
| 1460 130      | 1460 130      | Petitions to the Commissioner                                              |          |
| 1807 50       | 1807 50       | Processing fee under 37 CFR 1.17(q)                                        |          |
| 1806 180      | 1806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40       | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 750      | 2809 375      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 750      | 2810 375      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 750      | 2801 375      | Request for Continued Examination (RCE)                                    |          |
| 1802 900      | 1802 900      | Request for expedited examination of a design application                  | 750      |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$ 860)

## SUBMITTED BY

(Complete if applicable)

|                   |             |                                      |        |                          |
|-------------------|-------------|--------------------------------------|--------|--------------------------|
| Name (Print/Type) | Gary Abelev | Registration No.<br>(Attorney/Agent) | 40,479 | Telephone (212) 408-2522 |
| Signature         |             |                                      | Date   | 05/16/2003               |



BAKER BOTTS LLP

RECEIVED  
MAY 20 2003  
TC 1700RCE/1762  
10  
+

## REQUEST

FOR

CONTINUED EXAMINATION (RCE)  
TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

|                        |                            |
|------------------------|----------------------------|
| Application Number     | 09/594,905                 |
| Filing Date            | 06/15/2000                 |
| First Named Inventor   | Cabeo                      |
| Group Art Unit         | 1762                       |
| Examiner Name          | Padgett, M.                |
| Attorney Docket Number | A33169-PCT-USA 070255.0590 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTOISB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

a.  Previously submitted

- i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_ (Any unentered amendment(s) referred to above will be entered).
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii.  Other \_\_\_\_\_

b.  Enclosed

- i.  Amendment/Reply
- ii.  Affidavit(s)/Declaration(s)
- iii.  Information Disclosure Statement (IDS)
- iv.  Other \_\_\_\_\_

## 2. Miscellaneous

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b.  Other \_\_\_\_\_

## 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-4377

- i.  RCE fee required under 37 C.F.R. § 1.17(e)
- ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii.  Other Any additional charges under 37 CFR 1.16 and 1.117

b.  Check in the amount of \$ 860 enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |             |                                   |            |
|-------------------|-------------|-----------------------------------|------------|
| Name (Print/Type) | Gary Abelev | Registration No. (Attorney/Agent) | 40,479     |
| Signature         |             | Date                              | 05/16/2003 |

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Alexandria, VA 22313-1450, or facsimile transmitted to the US Patent and Trademark Office on:

|                   |             |
|-------------------|-------------|
| Name (Print/Type) | Gary Abelev |
| Signature         |             |

05/20/2003 TTRAM1 0000006 09594905

01 FC:1801

750.00 0P

5/21/23



## THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Cabeo et al.

Serial No. : 09/594,905

Filed : June 15, 2000

Art Unit : 1762

Examiner : Padgett, Marianne, L.

For : METHOD AND ARRANGEMENT FOR PLASMA  
BORONIZING

**RECEIVED**

MAY 20 2003

TC 1700

AMENDMENT SUBMITTED WITH REQUEST FOR CONTINUED EXAMINATION

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Alexandria, VA 22313-1450, on:

16 May 2003

Date of Deposit

---

Gary Abelev  
Attorney Name

---

40,479  
PTO Reg. No.

Signature

16 May 2003

Date of Signature

Mail Stop RCE  
Assistant Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is filed in response to the Final Office Action dated January 16, 2003.

A Request for Continued Examination is filed concurrently herewith. Please amend the above-identified application as set forth below.